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CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

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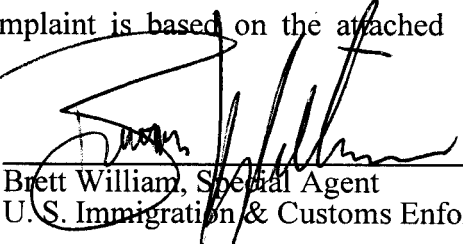
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA) Magistrate Case No.: **'10 MJ 8047**
)
Plaintiff,) COMPLAINT FOR VIOLATION OF:
)
v.) 21 U.S.C. § 952 and 960
) Importation of a Controlled
Martin Alejandro LUQUIN-Estavillo,) Substance (Felony)
)
Defendant.)

The undersigned complainant being duly sworn states:

That on or about January 18, 2010, within the Southern District of California, defendant Martin Alejandro LUQUIN-Estavillo, did knowingly and intentionally import approximately 0.43 kilograms (1.012 pounds) of Methamphetamine, a Schedule II Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Sections 952 and 960.

The complainant states that this complaint is based on the attached Probable Cause Statement incorporated herein by reference.


Brett William, Special Agent
U.S. Immigration & Customs Enforcement

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 19TH DAY OF JANUARY 2010.


PETER C. LEWIS
UNITED STATES MAGISTRATE JUDGE

DOA 1/18/10

1 UNITED STATES OF AMERICA

2 v.

3 Martin Alejandro LUQUIN-Estavillo

4 STATEMENT OF FACTS

5 This complaint is based on the personal observations,
6 investigation, and information furnished to U. S. Immigration and
7 Customs Enforcement Special Agent Joshua Williams-Como.

8 On January 18, 2010, at approximately 1911 hours, Customs
9 and Border Protection Officer (CBPO) M. Gonzalez was conducting a
10 pedestrian pre-primary operation with CPBO D. Ragsdale at the
11 Calexico, California West Port of Entry, when CEO D. Ragsdale's
12 Human and Narcotic Detector Dog (HNDD) alerted to a male
13 pedestrian, later identified by his valid United States Passport
14 as Martin Alejandro LUQUIN-Estavillo (LUQUIN).

15 LUQUIN gave a negative oral Customs declaration and stated
16 he was returning home to Imperial, California. LUQUIN also
17 voluntarily stated he smokes marijuana. CBPO Gonzalez escorted
18 LUQUIN to the pedestrian secondary office where he voluntarily
19 admitted he was in possession of methamphetamine. CBPO Gonzalez
20 performed an approved pat-down and discovered one plastic
21 container duct-taped to LUQUIN's left inner thigh area.

22 The plastic container was discovered to contain a white
23 crystalline substance that field tested positive for the presence
24 of methamphetamine. The plastic container contained an
25 approximate weight of 0.43 kilograms (1.012 pounds) of
26 methamphetamine.
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1 Special Agent J. Williams-Como advised LUQUIN of his Miranda
2 rights which he acknowledged and waived agreeing to answer
3 questions without the presence of an attorney.

4 LUQUIN admitted to knowledge of methamphetamine hidden on
5 his person. LUQUIN stated he had been offered \$250.00 by an
6 acquaintance in Mexicali, Mexico, to carry the methamphetamine
7 across the United States border. LUQUIN stated he was to be
8 contacted by an individual in Calexico who would meet him outside
9 the Greyhound station to collect the methamphetamine.
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11 LUQUIN stated this was his first time he attempted to
12 smuggle narcotics into the United States. LUQUIN stated he knew
13 it was illegal to smuggle narcotics, but needed the money to pay
14 his phone bills and to party.
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